

BEFORE THE  
TENNESSEE REGULATORY AUTHORITY

In re: )  
)  
Complaint of Intermedia ) Docket No. 00-00280  
Communications Inc. Against BellSouth )  
Telecommunications, Inc. to Enforce the )  
Reciprocal Compensation Requirement of )  
the Parties' Interconnection Agreement )

REC'D TO  
REGULATORY  
00 SEP 28 PM 12 28  
EXECUTIVE SECRETARY

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INTERMEDIA COMMUNICATIONS INC.'S  
LIST OF ISSUES

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INTERMEDIA COMMUNICATIONS INC. ("Intermedia"), through its undersigned counsel, submits the following as its list of issues in this matter:

Issue 1: Should calls to Internet Service Providers ("ISPs") should be treated as local calls for the payment of reciprocal compensation under the Agreement?

Intermedia's Position: Yes. BellSouth Telecommunications, Inc. ("BST") is required to pay reciprocal compensation to Intermedia for the termination by Intermedia of local calls made to ISPs by BST end users. By failing to so pay, BST has violated the Interconnection Agreement, including, but not limited to sections IV(A), IV(B), and I(D). The Tennessee Regulatory Authority ("Authority") has ruled in arbitration and complaint dockets that calls to ISPs should be treated as local calls for purposes of the payment of reciprocal compensation.<sup>1</sup>

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<sup>1</sup> See, *In re: Petition of Brooks Fiber to Enforce Interconnection Agreement and for Emergency Relief*, Initial Order of Hearing Officer, April 21, 1998, p. 19, TRA Docket No. 98-00118; *In re: Complaint of AVR of Tennessee, LP d/b/a Hyperion of Tennessee LP Against BellSouth Telecommunications, Inc. to Enforce Reciprocal Compensation and "Most Favored Nation" Provision of the Parties' Interconnection Agreement*, Initial Order of Hearing Officer on the Merits, April 14, 2000, p. 23, TRA Docket No. 98-00530; *In re: Petition for Arbitration of ITC^DeltaCom Communications, Inc. with BellSouth Telecommunications, Inc. Pursuant to the Telecommunications Act of 1996*, Interim Order of Arbitration Award, August 11, 2000, p. 34,

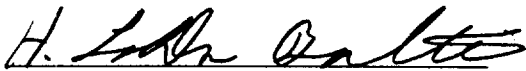
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Issue 2: If so, what should be the rate for reciprocal compensation?

Intermedia's Position: Intermedia should be compensated as provided in attachment B-1 of the Interconnection Agreement at the tandem interconnection rate of \$0.019540.

Respectfully submitted,

**INTERMEDIA COMMUNICATIONS INC.**

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**ITS ATTORNEYS**

Dated: September 28, 2000

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TRA Docket No. 99-00430; and *In re: Arbitration of the Interconnection Agreement Between BellSouth Telecommunications, Inc. and Time Warner Telecom of the Mid-South L.P. Pursuant to Section 252(b) of the Federal Telecommunications Act of 1996*, Final Order of Arbitration Award, August 4, 2000, p. 5, TRA Docket No. 99-00377.

### CERTIFICATE OF SERVICE

I hereby certify that on this 28<sup>th</sup> day of September, 2000, a true and accurate copy of the foregoing was served by hand delivery, overnight delivery or U. S. Mail, first class postage prepaid, to Guy Hicks, Esq., BellSouth Telecommunications, Inc., 333 Commerce Street, Suite 2101, Nashville, TN 37201-3300.

  
H. LaDon Baltimore